



## OFFICE OF THE CLERK/TREASURER

City of Burlington

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### MINUTES

#### LOCAL CONTROL SUB-COMMITTEE

WEDNESDAY, AUGUST 4, 2010

CONFERENCE ROOM 12, CITY HALL

5:00 P.M.

Present: Chairman Vince Dober, Commissioners David Berezniak and Emma Mulvaney-Stanak; Clerk/Treasurer's Office, Lori Olberg and Jessica Frank. Eugene Bergman from the City Attorney's Office was also present. Absent: City Attorney's Office, Nikki Fuller

The meeting was called to order by Chairman Dober at 5:00p.m.

1. **AGENDA**

A motion was made by Commissioner Berezniak, seconded by Commissioner Mulvaney-Stanak to approve the agenda and add item 4.5 Maritime Museum Special Event. Passed 3-0.

2. **CONSENT AGENDA**

2.01. Communication: Lori Olberg, Licensing, Voting and Records Coordinator, re: Request for Catering Log

2.02. Communication: Jessica Frank, Executive Secretary, re: Local Control Sub-committee/City Council License Committee Draft Minutes for April 22, 2010

2.03. Communication: Jessica Frank, Executive Secretary, re: Local Control Sub-committee/City Council License Committee Draft Minutes for July 7, 2010

A motion was made by Commissioner Berezniak, seconded by Commissioner Mulvaney-Stanak to waive the readings, accept the communications and place them on file. Passed 3-0.

3. **FIRST CLASS RESTAURANT LIQUOR LICENSE RENEWAL (2010-2011):**

Mr. Mike's Pizza, 206 Main Street

A motion was made by Commissioner Mulvaney-Stanak, seconded by Commissioner Berezniak to approve the license renewal with the following conditions noted from Assistant City Attorney Bergman:

A. Mr. Mike's liquor licenses will be suspended for three (3) days.

B. Mr. Mike's will conduct monthly fire safety checks, documented on a checklist supplies by the Fire Marshal's Office and kept on file, to begin as of the date the agreement is approved by the commission.

C. Mr. Mike's will re-open a formerly used rear exit, with the reopening to be accomplished by Sept. 1, 2010 or if a permit is needed from the City to have such a permit application submitted by the end of business, Sept. 1, 2010, with the door re-opening to be completed within 7 days of permit approval;

D. Mr. Mike's will relocated the existing exit signage from the current rear exit (going through the kitchen) to the newly opened rear exit noted above, in the time stated above.

E. Mr. Mike's will post a doorman to regular entry on Thursdays through the end of business on Saturday from 11:00pm-2:30am when UVM is in regular session, such posting to begin Friday, August 27, 2010, the first Friday before the first day of classes and the start of the Week of Welcome for the class of 2014.

F. Mr. Mike's will design and apply to the City for an enhanced sprinkler system to cover its entire leased

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business premises, such application to be submitted to the City's permitting authorities by the end of business Sept. 15, 2010, with installation to being within 30 days of approval.

G. Mr. Mike's commits to have the sprinkler system in its leased business premises inspected annually, with proof thereof kept on file, such commitment to being as the date the agreement is approved by the Commission.

H. Mr. Mike's commits to have its hood system cleaned as required by the fire code, such commitment to being as of the date the agreement is approved by the Commission.

Luke Dousevich was present on behalf of Mr. Mike's. Passed 3-0.

A motion was then made by Commissioner Berezniak, seconded by Commissioner Mulvaney-Stanak to amend the days of suspension to August 15, 16, and 17, 2010. Passed 3-0.

Assistant City Attorney Bergman then left the meeting.

4. **SECOND CLASS STORE LIQUOR LICENSE APPLICATION (2010-2011):**

Third Place, Inc., d/b/a American Flatbread, 115 St. Paul Street

A motion was then made by Commissioner Berezniak, seconded by Commissioner Mulvaney-Stanak to approve the application. Paul Sayler was present on behalf of the establishment and explained that they wanted to sell bottles of beer to customers much like VT Pub and Brewery do. Would be stored in the basement. Passed 3-0.

4.5 **Maritime Museum Special Event Permit (2010-2011):**

A motion was made by Commissioner Mulvaney-Stanak, seconded by Commissioner Berezniak to approve the special event permit. Christian Stromberg participated via phone. Passed 3-0.

The committee then recessed the local control sub-committee at 5:36p.m. and went into the License Committee meeting.

The committee came back from recess at 5:45p.m.

5. **DISCUSSION:**

Das Bierhaus, 175 Church Street

A motion was made by Commissioner Dober, seconded by Commissioner Berezniak to discuss Das Bierhaus in executive session. Passed 3-0.

A motion was made by Commissioner Mulvaney-Stanak, seconded by Commissioner Berezniak to come out of executive session at 6:15p.m. Passed 3-0.

6. **OTHER BUSINESS**

None

7. **ADJOURNMENT**

A motion was then made by Commissioner Berezniak, seconded by Commissioner Mulvaney-Stanak to adjourn the meeting at 6:15p.m.

**CITY COUNCIL LICENSE COMMITTEE**  
**WEDNESDAY, AUGUST 4, 2010**

Present: Chairman Vince Dober, Commissioners David Berezniak and Emma Mulvaney-Stanak; Clerk/Treasurer's Office, Lori Olberg and Jessica Frank. Absent: City Attorney's Office, Nikki Fuller

The meeting was called to order by Chairman Dober at 5:36p.m.

1. **AGENDA**

A motion was made by Commissioner Mulvaney-Stanak, seconded by Commissioner Berezniak to approve the agenda. Passed 3-0.

2. **CONSENT AGENDA**

None

3. **UMBRELLA ENTERTAINMENT PERMIT APPLICATION (two days only):**

South End Arts and Business Association, September 10, 2010, 6 p.m. – 10 p.m. and September 11, 2010, 9 a.m. – 11 p.m., Parking Lot behind the Maltex Building and Various Entities around the South End, Various Types of Music, Dancing

A motion was then made by Commissioner Berezniak, seconded by Commissioner Mulvaney-Stanak to approve the umbrella entertainment permit. Bob Bolyard and Roy Feldman were present on behalf of the event. Passed 3-0.

4. **INDOOR ENTERTAINMENT PERMIT RENEWAL (2010-2011):**

Mr. Mike's Pizza, 206 Main Street

A motion was then made by Commissioner Berezniak, seconded by Commissioner Mulvaney-Stanak to approve the indoor entertainment permit renewal with the same conditions approved on the liquor license. Passed 3-0.

5. **OTHER BUSINESS**

None

6. **ADJOURNMENT**

A motion was made by Commissioner Mulvaney-Stanak, seconded by Commissioner Berezniak to adjourn the meeting at 5:45p.m. Passed 3-0.